

viding that the district attorney of the 42nd Judicial District shall be the district attorney in the 90th Judicial District; authorizing the district attorney in the 42nd Judicial District to appoint an assistant district attorney, fixing a limit on the salary of such assistant, and authorizing the payment of such salary out of the fees of office collected by such district attorney upon the approval of the district judges in said 42nd and 90th Judicial Districts, and declaring an emergency."

Have had same under consideration, and beg leave to report same back to the Senate with the recommendation that it do pass and be not printed.

DOROUGH, Chairman.
BAILEY,
WITT,
WILLIFORD.
RECTOR.

(Floor Report)

Senate Chamber,
Austin, Texas, Sept. 29, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, having had Senate Bill No. 17, being an act to amend Article 1477 of the Penal Code of the State of Texas, under consideration, beg to report the same back to the Senate with the recommendation that it be passed and be not printed.

SUITER, Chairman.
COUSINS,
STRICKLAND,
DOROUGH,
BUCHANAN of Scurry,
WOODS,
CALDWELL,
WITT.

EIGHTH DAY.

Senate Chamber,
Austin, Texas,
Thursday, Sept. 30, 1920.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice. Faust.
Bailey. Floyd.

Bledsoe.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	McNealus.
Carlock.	Page.
Cousins.	Rector.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.

Absent.

Parr.	Strickland.
Smith.	

Absent—Excused.

Clark.	Hall.
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Prayer by the Chaplain, Rev. S. H. Morgan.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Dorough.

Senator Clark Excused.

Senator Clark was excused for Wednesday, today and the balance of the week.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Messages from the Governor.

Miss Houghton, a messenger from the Governor, appeared at the bar of the Senate with the following executive messages:

Governor's Office,
Austin, Texas, Sept. 29, 1920.

To the Thirty-sixth Legislature in Fourth Called Session.

Gentlemen: At the request of Senator Hertzberg, I submit for your consideration the following subject, to-wit:

"An Act to amend Chapter 98 of the Local and Special Laws passed by the Thirty-sixth Legislature in its Regular Session approved March 24th, 1919, entitled 'An Act creating

the Leakey Independent School District in Real County, Texas, providing a board of trustees thereof, vesting it with all rights, powers and duties of districts incorporated for school purposes only under the General Laws, and declaring an emergency,' providing for the correction of the field notes of such district determining the boundaries thereof, providing that all obligations heretofore incurred shall remain in full force, and declaring an emergency.'

Respectfully submitted,

W. P. HOBBY,

Governor.

Governor's Office,

Austin, Texas, Sept. 29, 1920.

To the Thirty-sixth Legislature in Fourth Called Session.

Gentlemen: At the request of various members of your honorable body, I submit for your consideration the following subject, to-wit:

"An Act amending Section 1 and Section 7 of an Act entitled 'An Act creating the Perryton Independent School District in Ochiltree County, Texas, etc.,' and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,

Governor.

Bills and Resolutions.

By Hertzberg.

S. B. No. 19, A bill to be entitled "An Act to amend Chapter 98 of the Local and Special Laws passed by the Thirty-sixth Legislature in the Regular Session, approved March 24th, 1919, entitled 'An Act creating the Leakey Independent School District, in Real County, Texas, providing a board of trustees therefor, vesting it with all rights, powers and duties of districts incorporated for school purposes only under the General Laws, and declaring an emergency,' providing for correction of the field notes of such district determining the boundaries thereof; providing that all obligations heretofore incurred shall remain in full force, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Bledsoe.

S. B. No. 20, A bill to be entitled "An Act amending Section No. 1 and Section No. 7 of an Act entitled 'An Act creating the Perryton Independent

ent School District in Ochiltree County, Texas, and defining its boundaries; providing for the creation of a board of trustees to manage and control the public free schools within said district; their mode of election and tenure of office; conferring upon said trustees, etc.,' passed at the Third privileges and imposing all the duties now conferred and imposed by the general laws of the State upon independent districts and the board of trustees, etc.,' passed at the Third Called Session of the Thirty-sixth Legislature and approved the — day of June, 1920, so as to provide and define the boundaries of said district and providing for the creation of the board of trustees to manage and control the public free schools within said district, their mode of election and tenure of office; conferring upon said trustees all the rights, powers and privileges and imposing all the duties now conferred and imposed by the general laws of the State upon independent school districts and the board of trustees, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Bledsoe.

S. B. No. 21, A bill to be entitled "An Act to amend Section 3, Chapter 60, of the General Laws of the Regular Session of the Thirty-fifth Legislature of the State of Texas, as amended in Chapter 44, House Bill No. 107, Acts of the Regular Session of the Thirty-fifth Legislature, so as to make more definite and certain the power of the Commissioners Court to carry out the existing laws for the eradication of fever-carrying ticks; providing facilities, material and labor; providing funds for same, and declaring an emergency."

Read first time and referred to the committee on Stock and Stock Raising.

Senate Concurrent Resolution No. 4.

Senator Davidson sent up Senate Concurrent Resolution No. 4:

Whereas, the Fourth Called Session of the Thirty-sixth Legislature is now considering a bill that has been proposed compelling all cotton seed oil mills in Texas to forthwith sell or dispose of all gin properties owned and controlled by them; and,

Whereas, the matter has been

called to the attention of the Legislature at a time and under circumstances which render it impossible to have a full hearing upon all the facts during the very limited time now left in this special session for that purpose; and,

Whereas, this bill affects very large and material interests in the State of Texas and affects substantial industries of great importance in the State of Texas, and affects vast property interests and large investments in properties in this State; and,

Whereas, charges have been made that the cotton seed oil mills of this State are not now paying fair prices for cotton seed and are paying prices far below those paid in other states for cotton seed; and,

Whereas, these facts are seriously disputed and contested by the cotton seed oil companies and it is impossible in the short time remaining in this special session to inquire into these controverted facts, and the great importance of this proposed legislation, not only to the owners of these properties but the people of Texas, requires the most careful inquiry and consideration; and,

Whereas, it is extremely unlikely that any legislation that might be passed at this session would have any effect upon the relation of these properties to the public during the present cotton season.

Now, therefore, be it Resolved, by the Senate, the House concurring, that the Governor of Texas be and he is hereby requested to appoint a commission for the purpose of inquiring into all of these matters and to make a report of its investigation to the next regular session of the Legislature of Texas which convenes in January, 1921. That this commission be composed of representative farmers and business men, and three members from the House of Representatives and two members from the Senate, and that it be required to hold sessions and make full inquiry into the facts and to call before it the Attorney General of Texas or anyone else having information about these matters, and the owners of the cotton seed oil mills of the State, and that after making full inquiry in this behalf, if the commission feels that legislation should be had touching this subject, that it make recommendations in this regard and formulate a bill to be presented at the next

regular session of the Legislature covering this subject.

The resolution was read.

Message from the House.

A messenger from the House presented himself at the bar of the Senate with the following message:

Hall of the House of Representatives, Austin, Texas, September 30, 1920.

Lieutenant-Governor W. A. Johnson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution No. 4, relating to certain deficiencies allowed the University and the A. and M. College.

Respectfully submitted,

O. P. BASFORD, Acting Chief Clerk, House of Representatives.

Messages from the Governor.

Miss Houghton, a messenger from the Governor, presented herself at the bar of the Senate with the following executive messages:

Governor's Office,

Austin, Texas, September 29, 1920.

To the Thirty-sixth Legislature in Fourth Called Session:

Gentlemen: Enactment of a measure safeguarding the ballot box in Texas at the November election; enactment of a measure to protect workers at the ports of Texas and the workers engaged in the loading, unloading, transfer and transportation of intrastate, interstate and foreign commerce, and the disposal of legislation intended to protect the cotton and cotton seed industry of Texas in such manner as you in your wisdom may deem best, will conclude the program of legislative matters which prompted me to convene you in extraordinary session and will complete that program which I feel disposed to urge upon you as imperatively calling for action before adjournment.

I have submitted a number of additional subjects deemed to be of that paramount importance described in the Resolution adopted by your honorable body. With the submission of these measures, I will not further

incumber your labors or stand in the way of adjournment of the present called session, and therefore I will not submit additional subjects for legislation except when it is indicated by resolution adopted by one or both Houses that the submission of such subject is desired.

Sincerely yours,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, September 29, 1920.
To the Thirty-sixth Legislature in
Fourth Called Session:

Gentlemen: At the request of Representatives Miller and John Davis of Dallas County, I submit for your consideration the following subject, to-wit:

"An Act providing for appointment by the Governor of an Industrial Commission, composed of five members, to hear and make reports on controversies between employers and employees; defining its powers and authority; providing that said findings and recommendations by the Commission shall be made to the Governor and furnished to the public and filed with the Legislature of Texas, and providing an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, September 29, 1920.
To the Thirty-sixth Legislature in
Fourth Called Session:

Gentlemen: I beg to submit for your consideration such legislation as may be deemed expedient for the perfection and completion of the Marketing and Warehouse system now in force in Texas, and to encourage the co-operative pooling and selling of cotton by farmers' associations, or any measure which in your judgment may serve a useful purpose in aiding the farmers of Texas in the present market crisis and to the end of obtaining a fair return for the products of the farm.

In this connection, I submit for your consideration a letter from Hon. D. E. Lyday, vice president and general manager of the Texas Division, American Cotton Association, and Hon. F. C. Weinert, Commissioner of the Markets and Warehouse Depart-

ment of the State government, same being marked exhibit "A."

Respectfully submitted,
W. P. HOBBY,
Governor.

EXHIBIT "A".

Markets and Warehouse Department,
Austin, Texas, September 29, 1920.
Hon. W. P. Hobby, Governor,
State of Texas, Capitol Bldg.,
Austin, Texas.

Dear Governor: We desire to call your attention to the urgent and pressing need at this time of the Legislature taking some action for the relief of the cotton farmers of this State. The conditions now confronting the farmers are unprecedented in the history of this country. It has had no parallel in some respects throughout our entire history. We have seen cotton decline approximately \$100.00 a bale in the last ninety days and wipe out practically the results of the labor of a great majority of the citizenship of this State. It has resulted in a loss of more than one billion dollars to the people of the South and the end is not in sight yet. It is imperatively necessary that some action be taken by the Legislature at this time to aid and assist the farmers of Texas in working out their own salvation.

After materially considering the present conditions, we are led to the conclusion that the immediate legislation is to revise and perfect the present Markets and Warehouse Law and give sufficient appropriations, to be expended for immediate relief so as to enable the farmers of this State to dispose of their present stock of low grade cotton. We think we can conservatively say that there is in the hands of farmers of Texas at this present time about 500,000 bales of low grade cotton. We know of instances in this State where a market to a limited extent has been provided by pooling low grade cotton and shipping it to foreign markets. The efforts of those who have pooled their cotton locally have been successful, but the general lack of knowledge and the lack of funds with which to pool the low grade cotton in the State has resulted in a very limited market for this grade of cotton. In order to provide the necessary machinery, it is necessary to amend the present Marketing and Warehouse Law and pro-

vide for a commission of far-seeing business men, acting in conjunction with the Commissioner of Markets and Warehouses, whose duty it will be to aid and assist the holders of this cotton throughout the State to dispose of it, and in order to provide a future market for cotton it will be necessary to reconstruct the present Markets and Warehouse Law, provide for an adequate system of warehousing that will forever prevent a recurrence of the present conditions. To carry out this idea, we propose in the reorganization of the Markets and Warehouse Department to provide for the levying of a tax of fifty cents a bale on all cotton ginned in this State for the purpose of providing adequate warehousing facilities for the storage, financing and gradual marketing of the cotton crop, such warehouses to be controlled by the Commission and to be public property, the title to which will be in the Governor of the State of Texas for the use and benefit of the citizenship of the State.

The urgent need of immediate action is to aid those who now own this low grade cotton in disposing of same, but of course the appointment of the commission and the reconstruction of the present warehousing system will provide the necessary machinery for permanent relief. To this end we are asking that you submit this measure for the consideration of the present Legislature, together with your support and influence.

This matter not only concerns the farmers primarily but concerns the entire citizenship, the bankers and business men as well. It is upon the great support of agricultural production that we have to turn for our national wealth.

Providing an adequate financing system for the marketing and financing of the greatest money crop that we have to sell is not only of local importance but of national importance as well.

We submit this matter for your earnest consideration with the desire that you consider the same carefully under the present crisis.

Very respectfully yours,

Signed D. E. LYDAY,

Vice President and General Manager,

Texas Division, American Cotton Assn.

Signed F. C. WEINERT,
Commissioner of Markets and Warehouses.

Governor's Office,

Austin, Texas, Sept. 30, 1920.

To the Thirty-sixth Legislature in Fourth Called Session:

Gentlemen: At the request of Representative Fairchild, I submit for your consideration the following subjects, to-wit:

"An Act to levy an annual occupation tax upon Emigrant Agents engaged in or pursuing said business in the State of Texas, etc., and declaring an emergency."

"An Act to regulate the business of Emigrant Agents; etc., and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor.

Senate Concurrent Resolution No. 4.

Senator Bailey sent up the following amendment to Senate Concurrent Resolution No. 4:

Amend the resolution by adding the following:

The expenses of the committee hereby created shall be paid out of the contingent expense fund of the present Legislature, the members to receive \$5.00 per day as compensation and also the payment of such actual expenses as may be necessarily incurred in the work hereby authorized for them to perform not to exceed \$5.00 per day for a period of 30 days. Said committee is hereby authorized to employ a stenographer to perform such duties as the committee may deem necessary in connection with the duties and work herein provided for who shall receive the same compensation for services and actual expenses as are paid the members of said committee for a period not to exceed 60 days, payable also out of the contingent expense fund of the Legislature."

The amendment was read.

Senator Dayton moved to table the resolution and the amendment.

The yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—18.

Alderdice.

Floyd.

Bledsoe.	Gibson.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Parr.
Cousins.	Smith.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.

Nays—8.

Bailey.	Faust.
Carlock.	Hertzberg.
Davidson.	Witt.
Dudley.	Woods.

Present—Not Voting.

Rector.	Page.
Strickland.	

Absent—Excused.

Clark.	Hall.
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House Concurrent Resolution No. 4.

The Chair laid before the Senate by unanimous consent,

H. C. R. No. 4, Relating to certain deficiencies allowed A. and M. College and the University of Texas.

The resolution was read and adopted.

Senate Bill No. 13.

The Chair laid before the Senate on the calendar,

S. B. No. 13, A bill to be entitled "An Act creating the Laneville Independent School District of Rusk County; defining its boundaries; vesting it with the rights, powers, duties, and privileges of districts incorporated for school purposes only under the General Laws; providing for a board of trustees therefor; and declaring an emergency."

The bill was read second time.

The committee report that the bill be not printed was adopted.

The bill was passed to engrossment.

On the motion of Senator Smith, the Constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 13 was put on its third reading and final passage by the following vote:

Yeas—27.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.

Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Cousins.	Smith.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Rector.	Strickland.
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Absent—Excused.

Clark.	Hall.
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The bill was read third time and finally passed by the following vote:

Yeas—27.

Alderdice.	Dorough.
Bailey.	Dudley.
Bledsoe.	Faust.
Buchanan of Bell.	Floyd.
Buchanan of Scurry.	Gibson.
Caldwell.	Hertzberg.
Carlock.	Hopkins.
Cousins.	McNealus.
Davidson.	Page.
Dayton.	Parr.
Dean.	Smith.
Suiter.	Witt.
Westbrook.	Woods.
Williford.	

Absent.

Rector.	Strickland.
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Absent—Excused.

Clark.	Hall.
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Senate Bill No. 17.

The Chair laid before the Senate on the calendar,

S. B. No. 17, A bill to be entitled "An Act to amend Article 1477 of the Penal Code of the State of Texas, so as to exempt from the operation of the anti-trust laws of the State agricultural products or live stock while in the hands of the producer and making it lawful for persons engaged in work or labor to associate themselves together and form unions or other organizations for the purpose of protecting themselves in their work and exempting from such laws organizations of farmers and organizations created under the present

provisions of the Markets and Warehouse Laws of this State or any other provisions or organizations of farmers having for their object the improving of the marketing conditions of the farmers of this State and providing them with better marketing facilities; and making it lawful for such organizations or any such organizations of farmers as above mentioned to combine their efforts and to take such action as may be advantageous in obtaining fair prices and stabilizing the markets for their products and making of agreements for these purposes lawful; and declaring an emergency."

The bill was read second time.

Senator Suiter sent up the following amendment:

Amend Senate Bill No. 17 by striking out the words, "Or any other provisions or laws," after the words, markets and warehouse law of this State.

The amendment was read and adopted.

The bill was passed to engrossment.

On the motion of Senator Cousins, the Constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 17 was put on its third reading and final passage by the following vote:

Yeas—27.

Alderdice.	Faust.
Bailey.	Floyd.
Bledsoe.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	McNealus.
Carlock.	Page.
Cousins.	Parr.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.

Absent.

Rector.	Strickland.
Smith.	

Absent—Excused.

Clark.	Hall.
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The bill was read third time and finally passed by the following vote:

Yeas—25.

Alderdice.	Floyd.
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Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Carlock.	Page.
Cousins.	Parr.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Caldwell.	Smith.
Rector.	Strickland.

Absent—Excused.

Clark.	Hall.
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Senate Bill No. 18.

The Chair laid before the Senate on the calendar,

S. B. No. 18, A bill to be entitled "An Act amending Sections 4 and 8 of Chapter 3 of the Acts of the Thirty-sixth Legislature at its Third Called Session, approved June 3, 1920, creating the Ninetieth Judicial District, removing the limitations in said Act as to the jurisdiction of the district court in said judicial district and adding thereto a new section to be known as Section 8A, providing that the district attorney of the Forty-second Judicial District shall be the district attorney in the Ninetieth Judicial District, authorizing the district attorney in the Forty-second Judicial District to appoint an assistant district attorney, fixing a limit on the salary of such assistant, and authorizing the payment of such salary out of the fees of office collected by such district attorney upon the approval of the district judges in said Forty-second and Ninetieth Judicial Districts, and declaring an emergency."

The bill was read second time.

The committee report that the bill be not printed was adopted.

The bill was passed to engrossment.

On motion of Senator Buchanan of Scurry, the Constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 18 put on its third reading and final passage by the following vote:

Yeas—27.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Cousins.	Smith.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Rector.	Strickland.
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Absent—Excused.

Clark.	Hall.
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The bill was read third time and finally passed by the following vote:

Yeas—27.

Alderdice.	Cousins.
Bailey.	Davidson.
Bledsoe.	Dayton.
Buchanan of Bell.	Dean.
Buchanan of Scurry.	Dorough.
Caldwell.	Dudley.
Carlock.	Faust.
Floyd.	Smith.
Gibson.	Suiter.
Hertzberg.	Westbrook.
Hopkins.	Williford.
McNealus.	Witt.
Page.	Woods.
Parr.	

Absent.

Rector.	Strickland.
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Absent—Excused.

Clark.	Hall.
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Senate Bill No. 19.

Unanimous consent was granted to consider out of its order

S. B. No. 19, A bill to be entitled "An Act to amend Chapter 98 of the Local and Special Laws passed by the Thirty-sixth Legislature in the Regular Session, approved March 24, 1919, entitled 'An Act creating the Leahey Independent School District in Real County, Texas; providing a board of trustees therefor; vesting it

with all the rights, powers and duties of districts incorporated for school purposes only under the general laws, and declaring an emergency'; providing for correction of field notes of such district determining the boundaries thereof; providing that all obligations heretofore incurred shall remain in full force, and declaring an emergency."

On motion of Senator Hertzberg, the Constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 19 was put on its second reading by the following vote:

Yeas—27.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Cousins.	Smith.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Rector.	Strickland.
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Absent—Excused.

Clark.	Hall.
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The bill was read second time.

The Senate rule was suspended.

The committee report was adopted.

The bill was passed to engrossment.

On motion of Senator Hertzberg, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 19 put on its third reading and final passage by the following vote:

Yeas—27.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Cousins.	Smith.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.

Dorough.
Dudley.
Faust.

Witt.
Woods.

Absent.

Rector. Strickland.

Absent—Excused.

Clark. Hall.

The bill was read third time and finally passed by the following vote:

Yeas—27.

Alderdice. Floyd.
Bailey. Gibson.
Bledsoe. Hertzberg.
Buchanan of Bell. Hopkins.
Buchanan of Scurry. McNealus.
Caldwell. Page.
Carlock. Parr.
Cousins. Smith.
Davidson. Suiter.
Dayton. Westbrook.
Dean. Williford.
Dorough. Witt.
Dudley. Woods.
Faust.

Absent.

Rector. Strickland.

Absent—Excused.

Clark. Hall.

Senate Bill No. 20.

Unanimous consent was granted to take up out of its order:

S. B. No. 20, A bill to be entitled "An Act creating the Perryton Independent School District in Ochiltree County, Texas, and defining its boundaries; providing for the creation of a board of trustees to manage and control the public free schools within said district; their mode of election and tenure of office; conferring upon said trustees all the rights, powers and privileges and imposing all the duties now conferred and imposed by the general laws of the State upon independent school districts and the board of trustees, etc., passed at the Third Called Session of the Thirty-sixth Legislature and approved the — day of June, 1920, so as to provide and define the boundaries of said district and providing for the creation of the board of trustees to manage and control the public free schools within said district, their mode of election and tenure of office, etc., and declaring an emergency."

8—Jour.

On the motion of Senator Dudley, the Constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 20 was put on its second reading by the following vote:

Yeas—27.

Alderdice. Floyd.
Bailey. Gibson.
Bledsoe. Hertzberg.
Buchanan of Bell. Hopkins.
Buchanan of Scurry. McNealus.
Caldwell. Page.
Carlock. Parr.
Cousins. Smith.
Davidson. Suiter.
Dayton. Westbrook.
Dean. Williford.
Dorough. Witt.
Dudley. Woods.
Faust.

Absent.

Rector. Strickland.

Absent—Excused.

Clark. Hall.

The bill was read second time.
The Senate rule was suspended.
The committee report was adopted.
The bill was passed to engrossment.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 20 was put on its third reading and final passage by the following vote:

Yeas—27.

Alderdice. Floyd.
Bailey. Gibson.
Bledsoe. Hertzberg.
Buchanan of Bell. Hopkins.
Buchanan of Scurry. McNealus.
Caldwell. Page.
Carlock. Parr.
Cousins. Smith.
Davidson. Suiter.
Dayton. Westbrook.
Dean. Williford.
Dorough. Witt.
Dudley. Woods.
Faust.

Absent.

Rector. Strickland.

Absent—Excused.

Clark. Hall.

The bill was read third time and finally passed by the following vote:

Yeas—27.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Cousins.	Smith.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Rector. Strickland.

Absent—Excused.

Clark. Hall.

Senate Concurrent Resolution No. 5.

Unanimous consent was granted Senator Dorough to send up Senate Concurrent Resolution No. 5 as follows:

Whereas, An interstate inter-race conference is to be held at Texarkana, on October 22, 1920, for the purpose of discussing the industrial relation of the Negro and white races in the Southern States, and to devise means for the proper dissemination of information on the same; and

Whereas, Governor Hobby has approved of the holding of said conference and has promised to be present and take part therein; therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That, in our opinion, the object and purposes of said conference is commendable, and will result in much good and benefit to both races, and especially to the great agricultural interests of the Southern States, and invite the leading representatives of both races to participate in the conference.

The resolution was read and adopted.

Bill Introduced.

Unanimous consent was granted to send up,

By Senators Page, Bledsoe, Dean, Woods, Dudley, Buchanan of Bell, Smith and Suiter:

S. B. No. 22, A bill to be entitled "An Act amending Article 3107, 3108 and 3140, Title 49, Revised Civil Statutes, providing that county executive committees shall be composed of one man and one woman from each voting or justice precinct in such county; providing for the election of a county chairman and vice chairman of the county executive committee, one of whom shall be a man and the other a woman; providing that State Convention shall, among other things, elect a chairman and a vice chairman of the State executive committee, one of whom shall be a man and the other a woman, and sixty-two members thereof, one man and one woman from each senatorial district of the State."

Read first time and referred to Committee on Civil Jurisprudence.

Recess.

The Senate at 12:15 p. m. recessed until this afternoon at 3 o'clock.

Afternoon Session.

The Senate was called to order at 3 o'clock by Lieutenant Governor Johnson pursuant to recess.

Bill Introduced.

Unanimous consent was granted to send up Senate Bill No. 23:

By Senators Dorough and Gibson:
S. B. No. 23, A bill to be entitled "An Act to create a state warehouse system and to provide a method of co-operative marketing and for those engaged in the production of farm, ranch and orchard products, and for the purpose of effectuating this end creating a board of warehouse commissioners; defining the authority of said board and its powers; providing for a system of State owned and operated warehouses operated under the control of the commissioner to be selected by the State board; defining the rights, powers and duties of co-operative marketing associations, formed under the provisions of the State Marketing Law created by this Act; providing a by-law and rules and

regulations governing same; declaring gins to be subject to public use and requiring all ginners in this State to file an application and bond for license and obtain a permit from the Commissioner of Markets and Warehouses; prescribing certain rules and regulations with reference to ginning and sampling of cotton so ginned; authorizing the Commissioner of Markets and Warehouses to appoint a chief clerk and deputy commissioner and such additional help as is necessary to successfully carry on the work of the department; authorizing the employment of examiners to examine into the affairs of State owned and controlled warehouses and marketing agencies authorized under the provisions of this Act; providing for the levy of a tax of 50 cents per bale upon all cotton ginned in this State, and for the collection of same; providing that such money so collected shall be deposited in the State Treasury as a special fund for the purpose of building warehouses and for the administration of this Act; providing for an appropriation as an emergency measure and the employment of such experts as is necessary at this time to aid the farmers of the State in disposing of the low grade cotton now on hand; providing for the pooling of same; providing for the form of receipts to be issued against all cotton or other products stored in State owned or controlled warehouses; providing penalties for the violation of this Act, and declaring an emergency."

Read first time and referred to the Committee on Agriculture.

Adjournment.

The Senate at 3:25 p. m., on the motion of Senator Woods, adjourned until tomorrow morning at 10 o'clock.

APPENDIX.

Petitions and Memorials.

A telegram was read from Kaufman, Texas, urging the passage of the Port Bill.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, September 30, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 8 carefully compared and find the same correctly engrossed.

ALDERDICE,
Acting Chairman.

Committee Room,
Austin, Texas, September 30, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 17 carefully compared and find the same correctly engrossed.

ALDERDICE,
Acting Chairman.

Committee Room,
Austin, Texas, September 30, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 18 carefully compared and find the same correctly engrossed.

ALDERDICE,
Acting Chairman.

Committee Reports.

Committee Room,
Austin, Texas, September 30, 1920.
Hon. W. A. Johnson, President of the Senate.

Your Committee on Educational Affairs have had Senate Bill No. 19 under consideration, and I am directed to report it favorably with the recommendation that it do pass and be not printed.

ALDERDICE,
Chairman.

Committee Room,
Austin, Texas, September 30, 1920.
Hon. W. A. Johnson, President of the Senate.

Your Committee on Educational Affairs have had Senate Bill No. 20 under consideration, and I am directed to report it favorably with the recommendation that it do pass and be not printed.

ALDERDICE,
Chairman.

(Floor Report.)

Senate Chamber,
Austin, Texas, September 30, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to which was referred

S. B. No. 22, A bill to be entitled "An Act amending Articles 3107, 3108 and 3140, Title 49, Revised Civil Statutes, 1911, providing that county executive committees shall be composed of one man and one woman from each voting or justice precinct in such county; providing for the election of a county chairman and vice chairman of the county executive committee, one of whom shall be a man and the other a woman; providing that State conventions shall, among other things, elect a chairman and a vice chairman of the State Executive Committee, one of whom shall be a man and the other a woman, and sixty-two (62) members thereof, one man and one woman from each senatorial district of the State;" Has had said bill under consideration, and I am directed by said committee to report same back to the Senate with the recommendation that it do pass and be not printed, but be printed in the Journal.

DEAN, Chairman.

By Page, Bledsoe, S. B. No. 22.
Dean, Woods, Dudley,
Buchanan of Bell,
Smith, Suiter.

A BILL

To be entitled.

An Act amending Articles 3107, 3108, and 3140, Title 49, Revised Civil Statutes, 1911, providing that county executive committees shall be composed of one man and one woman from each voting or justice precinct in such county, providing for the election of a county chairman and vice chairman of the county executive committee, one of whom shall be a man and the other a woman; providing that State conventions shall, among other things, elect a chairman and a vice chairman of the State Executive Committee, one of whom shall be a man and the other a woman, and sixty-two (62) members thereof, one man and one woman from each senatorial district of the State.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 3107, Title 49, Revised Civil Statutes, 1911, be so amended as to hereafter read as follows: There shall be, for each political party required by this law to hold primary elections for nomination of its candidates, a county executive committee, to be composed of

one man and one woman from each voting or justice precinct in such county, as the party executive committee may direct, the members of which county executive committee, as well as the county chairman and vice chairman and a precinct chairman for each voting or justice precinct, as the case may be, shall be elected by the qualified voters of the county on primary election day; provided, that in case of a vacancy occurring in the office of chairman, county or precinct, said vice chairman shall act as the chairman and, in case of a vacancy in the office of any member of such committee, such vacancy shall be filled by a majority vote of said executive committee.

Sec. 2. That Article 3108, Title 49, Revised Civil Statutes, 1911, be so amended as to hereafter read as follows: On primary election day, when candidates for State, district, county and precinct offices are nominated, the voters of each organized political party shall vote for a chairman and vice chairman of the county executive committee, one of whom shall be a man and the other a woman, and the result shall be reported to the county clerk, and the county chairman thus elected shall at once enter upon the discharge of the duties of such position; the said county chairman shall be ex-officio a member of the executive committee of all districts of which his county is a part; and the district committee thus formed shall elect its own chairman.

Sec. 3. That Article 3140, Title 49, Revised Civil Statutes, 1911, be so amended as to hereafter read as follows: All party State conventions to announce a platform of principles and announce nominations for Governor and State offices shall, except as otherwise provided, meet at such places as may be determined by the parties respectively on the second Tuesday in August, A. D. 1912, and every two years thereafter, and they shall remain in session from day to day until all nominations are announced and the work of the convention is finished. Provided, that said convention shall, among other things, elect a chairman and vice chairman of the State executive committee, one of whom shall be a man and the other a woman, and sixty-two (62) members thereof, one man and one woman from each senatorial district of the State, the members of said

committee to be recommended by the delegates representing the counties composing the senatorial districts respectively, each county voting its convention strength, each of whom shall hold said office until his successor is elected; and, in case of a vacancy, a majority of the members of said committee shall fill the same by electing some eligible person thereto.

NINTH DAY.

Senate Chamber,
Austin, Texas,
Friday, Oct. 1, 1920.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Floyd.
Bailey.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Bledsoe.	Westbrook.
Hopkins.	

Absent—Excused.

Davidson.	Hall.
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Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Dorough.

Senator Davidson Excused.

Senator Davidson was excused for today on account of important business.

Executive Session Hour Changed.

Upon motion of Senator McNealus the hour for executive session was

changed from 11 a. m. today to 11:45.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Message from the Governor.

A messenger from the Governor appeared at the bar of the Senate with the following executive message:

Governor's Office,
Austin, Texas, Sept. 30, 1920.
To the Thirty-sixth Legislature in
Fourth Called Session.

Gentlemen: In view of the present demoralized market and greatly reduced price of the cotton crop, I deem it proper and imperative that the attention of the Legislature of Texas be invited to the situation now facing the farmers and the entire cotton industry of Texas.

I believe this condition to be largely the result of the policy of the Secretary of the Treasury Houston in making repeated statements that the prices of commodities must go far lower, and of the tightening of credits through action of the Federal Reserve system in following out this policy. No section of this nation will suffer as a result of this attitude more than will the South, which this year has grown the most costly crop ever produced, and should such policy be continued, it will bring a fearful loss to the entire cotton growing area, and eventually will cause a great scarcity in production.

Taking advantage of the Treasury Department's announced policy, cotton mills here and abroad have not bought any large quantities of cotton for the past four months, and will not buy raw cotton as long as such policy is continued, which is forcing agricultural products on the market at prices far below the cost of production.

In venturing to suggest the only course which has occurred to my mind as being feasible and at the same time promising any measure of temporary immediate relief, I respectfully recommend to the Legislature